

**TIME CRITICAL REMOVAL ACTION**  
**HAYSTACK MINES SITE, MCKINLEY COUNTY, NEW MEXICO**  
**ADMINISTRATIVE SETTLEMENT AGREEMENT AND ORDER ON CONSENT FOR REMOVAL**  
**ACTION**  
**CERCLA DOCKETS NO. 09-2017-02 AND 06-02-17**

**Progress Report**

<b>Date</b>	March 15, 2018
<b>Reporting Period</b>	February 14 to March 15, 2018
<b>Report Type</b>	<input type="checkbox"/> Weekly <input checked="" type="checkbox"/> Monthly
<b>Prepared for</b>	U.S. Environmental Protection Agency (USEPA) Regions IX and VI
<b>Prepared by</b>	Arcadis U.S., Inc. on behalf of BNSF Railway Company

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**Completed Activities during the Reporting Period (February 14 to March 15):**

- USEPA approved the Time Critical Removal Action (TCRA) Removal Work Plan on February 14, 2018.
- BNSF, Arcadis, USEPA and Navajo Nation EPA participated in a call on February 22, 2018 to discuss recent TCRA Removal Work Plan approval, access coordination progress, and upcoming site visit.
- Arcadis submitted a request to the Bureau of Indian Affairs (BIA) on March 7, 2018 to access Section 13, Township 13 North, Range 11 West to perform proposed TCRA activities.
- Arcadis engaged the BIA Superintendent, Mr. Lester Tsosie, and Deputy Superintendent, Ms. Santee Lewis, to determine access requirements to Section 18, Township 13 North, Range 10 West (allotted lands of the Navajo Nation) for future TCRA implementation. The BIA Superintendent is the custodian of the allotment while the property is in the probate period after the passing of Mr. Brown Vandever in 2016 and pending transfer of the allotment to his heirs.
- BNSF acquired two parcels within Section 19 on February 12, 2018 in anticipation of future consolidation of excavated material on this section.

**Planned Activities for Next Reporting Period (March 16 to April 15):**

- All parties to participate in a site visit, scheduled for March 29, 2018, to discuss proposed scope of work and access coordination with Section 18 residents.
- Continued coordination with the BIA to obtain permission to access Sections 13 and 18.
- Continued submittal of monthly project status reports and participation in project coordination conference calls.

**Items/Topics of Note: None**

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**Progress Report**

<b>Date</b>	April 16, 2018
<b>Reporting Period</b>	March 16 to April 15, 2018
<b>Report Type</b>	<input type="checkbox"/> Weekly <input checked="" type="checkbox"/> Monthly
<b>Prepared for</b>	U.S. Environmental Protection Agency (USEPA) Regions IX and VI
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**Completed Activities during the Reporting Period (March 16 to April 15):**

- USEPA, Navajo Nation EPA, Bureau of Indian Affairs (BIA), New Mexico Environment Department, BNSF, and Arcadis participated in a site visit on March 29, 2018 to discuss proposed scope of work and access coordination with Section 18 residents.
- Arcadis continued the coordination efforts with the BIA to obtain access to Section 13, Township 13 North, Range 11 West to perform proposed TCRA activities.
- Arcadis continued engaging the BIA Superintendent, Mr. Lester Tsosie, as the custodian of the allotment while the property is in the probate period, to obtain access to Section 18, Township 13 North, Range 10 West (allotted lands of the Navajo Nation) for future TCRA implementation.

**Planned Activities for Next Reporting Period (April 16 to May 15):**

- Continued coordination with the BIA to obtain permission to access Sections 13 and 18.
- Continued submittal of monthly project status reports and participation in project coordination conference calls.

**Items/Topics of Note: None**

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**Progress Report**

<b>Date</b>	May 15, 2018
<b>Reporting Period</b>	April 16 to May 15, 2018
<b>Report Type</b>	<input type="checkbox"/> Weekly <input checked="" type="checkbox"/> Monthly
<b>Prepared for</b>	U.S. Environmental Protection Agency (USEPA) Regions IX and VI
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**Completed Activities during the Reporting Period (April 16 to May 15):**

- USEPA, Bureau of Indian Affairs (BIA), New Mexico Environment Department, BNSF, and Arcadis participated in a conference call on April 19, 2018 following up to the onsite meeting in March 2018 and to discuss Sections 13 and 18 access coordination progress.
- BIA Superintendent, Mr. Lester Tsosie, as the custodian of the allotment while the property is in the probate period, approved BNSF's access to the southwest quarter of Section 18, Township 13 North, Range 10 West (allotted lands of the Navajo Nation) for future TCRA implementation in a letter dated May 11, 2018.
- Arcadis continued the coordination efforts with the BIA to obtain access to Section 13, Township 13 North, Range 11 West to perform proposed TCRA activities.

**Planned Activities for Next Reporting Period (May 16 to June 15):**

- Continued coordination with the BIA to obtain permission to access Section 13.
- Continued submittal of monthly project status reports and participation in project coordination conference calls.

**Items/Topics of Note: None**

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**Progress Report**

<b>Date</b>	June 15, 2018
<b>Reporting Period</b>	May 16 to June 15, 2018
<b>Report Type</b>	<input type="checkbox"/> Weekly <input checked="" type="checkbox"/> Monthly
<b>Prepared for</b>	U.S. Environmental Protection Agency (USEPA) Regions IX and VI
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**Completed Activities during the Reporting Period (May 16 to June 15):**

- USEPA, Navajo Nation EPA, New Mexico Environment Department, and BNSF participated in a Haystack Mines Site conference call on May 31, 2018 to discuss site history, TCRA implementation, access coordination progress, and path forward.
- Arcadis continued the coordination efforts with the BIA to obtain access to Section 13, Township 13 North, Range 11 West to perform proposed TCRA activities. BNSF understands that coordination efforts to obtain access to Section 13 will also need to include the Navajo Nation EPA.

**Planned Activities for Next Reporting Period (June 16 to July 15):**

- Continue submittal of monthly project status reports and participation in project coordination conference calls.
- Provide the USEPA with an updated TCRA implementation schedule.
- Continue coordination with the BIA and Navajo Nation EPA to obtain permission to access Section 13.
- Prepare a relocation offer package for Section 18 residents for future implementation following TCRA activities completion.
- Continue discussions with the regulatory agencies on TCRA activities.

**Items/Topics of Note: None**

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**Progress Report**

<b>Date</b>	July 16, 2018
<b>Reporting Period</b>	June 16 to July 15, 2018
<b>Report Type</b>	<input type="checkbox"/> Weekly <input checked="" type="checkbox"/> Monthly
<b>Prepared for</b>	U.S. Environmental Protection Agency (USEPA) Regions IX and VI
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**Completed Activities during the Reporting Period (June 16 to July 15):**

- USEPA, Navajo Nation EPA, BNSF, and Arcadis participated in a conference call on July 10, 2018 to discuss TCRA implementation, access coordination progress, and path forward.
- Commenced the effort to update the TCRA implementation schedule to reflect recent project progress.
- Commenced the preparation of a relocation offer package to be provided to the Ex. 6 Personal Privacy (PP) residing on Section 18.
- Continued the coordination efforts with the BIA and Navajo Nation to obtain access to the southeast quarter of Section 13, Township 13 North, Range 11 West to perform proposed TCRA activities. BIA approved access to this portion of the site for future TCRA implementation in a letter dated July 10, 2018.

**Planned Activities for Next Reporting Period (July 16 to August 15):**

- Continue submittal of monthly project status reports and participation in project coordination conference calls.
- Provide the USEPA with an updated TCRA implementation schedule.
- Continue coordination with the Navajo Nation to obtain permission to access Section 13.
- Provide a relocation offer package to Section 18 residents for their review and selection of a new homesite.
- Continue discussions with the regulatory agencies on TCRA activities.

**Items/Topics of Note: None**